

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office SEP 8 1989

Returned to applicant for correction

Corrected application filed

Map filed SEP 8 1989 under 53835

The applicant Compston Feedlot

P.O. Box 9, of Smith, Nevada 89430

hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) Michael N. Compston and Robert J. Compston, partners

1. The source of the proposed appropriation is Underground (Well No. 3)
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 0.5 CFS second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet

3. The water to be used for Commercial & Domestic
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated

(b) Stockwater, state number and kinds of animals to be watered

(c) Other use (describe fully under "No. 12. Remarks")

(d) Power:

(1) Horsepower developed

(2) Point of return of water to stream

5. The water is to be diverted from its source at the following point SE 1/4 NE 1/4, Sec. 9, T.11N., R.34E.,
Describe as being within a 40-acre subdivision of public M.D.B. & M. or at a point from which the NE Cor. of said Sec. 9 bears N 31°27'03" survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.
E a distance of 2287.30 feet.

6. Place of use Portions of NE 1/4, Sec. 9, T.11N., R.24E., M.D.B. & M. Portions of NW 1/4, Sec. 10, T.11N., R.24E., M.D.B. & M.
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about Jan. 1 and end about Dec. 31, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Well, pump and distribution system
State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$20,000.00

10. Estimated time required to construct works..... Completed
 If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use..... 5 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water will be used for sanitation, dust control, feet moisture content and
watering up to 20,000 head of livestock. Estimated maximum combined daily
demand from all sources is 1 million GPD.

By s/Bruce L. Rice
P.O. Box 130
Smith, NV 89430

Compared pm/CC bp/ct

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

No perforations shall be put in the production casing from ground level to 100 feet.

The total combined duty of water under Permits 53835, 53836, 53837 and 53838 shall not exceed 150.745 million gallons annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use. The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to

exceed 0.5 cubic feet per second, but not to exceed 37.7 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before January 17, 1991

Proof of completion of work shall be filed on or before February 17, 1991

Application of water to beneficial use shall be made on or before January 17, 1993

Proof of the application of water to beneficial use shall be filed on or before February 17, 1993

Map in support of proof of beneficial use shall be filed on or before N/A

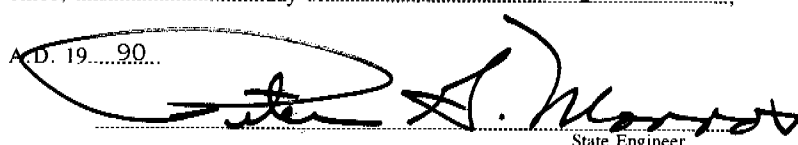
Completion of work filed MAR 17 1992 IN TESTIMONY WHEREOF, I PETER G. MORROS

Proof of beneficial use filed..... State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 17th day of January,

Cultural map filed.....

A.D. 19 90

Certificate No. Issued.....


 State Engineer